

JUN 16 2008

FITZPATRICK, CELLA, HARPER & SCINTO

975 F Street, N.W., Suite 400
Washington, D.C. 20004-1454

Facsimile: (202) 530-1055

FACSIMILE COVER SHEET

TO:

Examiner TylerFROM: Michael BinnsRE: Application 10/763,165FAX NO: (571) 273 - 8300DATE: 06/16/08NO. OF PAGES
(including cover page)3TIME: 1:30 pmSENT BY: MLB

MESSAGE

IF YOU DO NOT RECEIVE ALL THE PAGES
PLEASE CALL 202-530-1010 AS SOON AS POSSIBLE.

Note: We are transmitting from a Canon Model 9000
(compatible with any Group I, Group II or Group III machine).

THIS FACSIMILE MESSAGE AND ACCOMPANYING DOCUMENTS ARE INTENDED FOR THE USE OF THE ADDRESSEE
INDICATED ABOVE. INFORMATION THAT IS PRIVILEGED OR OTHERWISE CONFIDENTIAL MAY BE CONTAINED
THEREIN. IF YOU ARE NOT THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT ANY DISSEMINATION,
REVIEW OR USE OF THIS MESSAGE, DOCUMENTS OR INFORMATION CONTAINED THEREIN IS STRICTLY
PROHIBITED. IF YOU HAVE RECEIVED THIS MESSAGE IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE
OR FACSIMILE AND MAIL THE ORIGINAL TO US AT THE ABOVE ADDRESS. THANK YOU.

RECEIVED
CENTRAL FAX CENTER

JUN 16 2008

Application No. 10/763,165
Atty. Docket No. : 03560.003429
Examiner TylerPROPOSED AGENDA FOR INTERVIEW

As you requested, here is our proposed agenda for the telephone interview scheduled for June 17, 2008 at 9:30 AM.

We would like to discuss U.S. Patent No. 6,236,770 to Hsieh et al. and U.S. Patent No. 5,341,225 to Stein et al. as applied against independent claims 8, 24, 41, and 49.

Applicant's invention provides an image scanning apparatus that is capable of successively scanning a plurality of documents arranged on a document plate by moving a sensor unit over the documents in a sub-scanning direction. The image scanning apparatus also includes a controller that moves the image sensing unit in the direction opposite to the sub-scanning direction when a larger distance is needed between the one and next document images to accelerate the image sensing unit to a scanning speed.

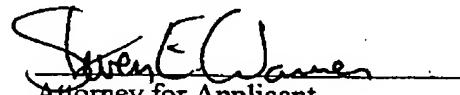
In the final Office Action dated February 22, 2008, the Examiner cites Hsieh et al. for teaching a method of scanning a plurality of designated areas over a platform of an image scanning system in a single pass. As noted by the Examiner, however, Hsieh et al. does not teach the controller of Applicant's invention. Therefore, in order to compensate for this deficiency in the Hsieh et al. '770 patent, the Examiner relies on the teachings of Stein et al.

Applicant submits, however, that Stein et al. does not cure the deficiencies of the Hsieh et al. patent. The Stein et al. patent is directed to the scanning of a single document. However, the image sensing unit of Applicant's invention relates to at least one document image arranged on a document plate while moving relative to the at least one document image. Due to the lack of a next document, the Stein et al. patent cannot teach the controller of Applicant's invention, which moves the image sensing unit in the direction opposite to the sub-scanning direction when a larger distance is needed between the one and next document images to accelerate the image sensing unit to a scanning speed. Accordingly, Applicant submits that independent claims 8, 24, 41, and 49, are allowable over the cited art.

Application No. 10/763,165
Atty. Docket No. : 03560.003429
Examiner Tyler

Micheal Binns and I look forward to discussing these issues with you. In the meantime, please contact me via telephone at (202) 530-1010, via email at SWarner@FCHS.com, or via facsimile at (202) 530-1055.

Respectfully submitted,



Attorney for Applicant
Steven E. Warner
Registration No. 33,326

FCHS_WS 2177308_1